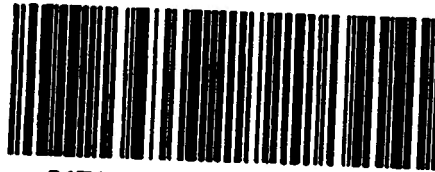


## **Defendant's Exhibit 2**

+3042852835

T-928 P.002/007 F-720

Office of the Secretary of State  
Building 1 Suite 157-K  
1900 Kanawha Blvd E  
Charleston, WV 25305



9171 9237 9000 1000 2972 45



Natale E. Tennant  
Secretary of State  
Telephone: 304-558-6000  
Toll Free: 866-SOS-VOTE  
www.wvsos.com

RECEIVED

Control Number:  
Defendant:

298918

Monongalia County  
General Hospital

Monongalia County General Hospital  
David J. Robertson  
1200 J.D. Anderson Drive  
Morgantown WV 26505

Civil Action:

7/29/2010  
10-C-264

I am enclosing:

- |   |   |   |
|---|---|---|
| <input type="checkbox"/> summons              | <input type="checkbox"/> affidavit                | <input checked="" type="checkbox"/> 1 summons and complaint |
| <input type="checkbox"/> notice               | <input type="checkbox"/> answer                   | <input type="checkbox"/> summons returned from post office  |
| <input type="checkbox"/> order                | <input type="checkbox"/> cross-claim              | <input type="checkbox"/> summons and amended complaint      |
| <input type="checkbox"/> petition             | <input type="checkbox"/> counterclaim             | <input type="checkbox"/> 3rd party summons and complaint    |
| <input type="checkbox"/> motion               | <input type="checkbox"/> request                  | <input type="checkbox"/> no return from post office         |
| <input type="checkbox"/> suggestions          | <input type="checkbox"/> certified return receipt | <input type="checkbox"/> notice of mechanic's lien          |
| <input type="checkbox"/> interrogatories      | <input type="checkbox"/> request for production   | <input type="checkbox"/> suggestee execution                |
| <input type="checkbox"/> original             | <input type="checkbox"/> request for admissions   | <input type="checkbox"/> Other                              |
| <input type="checkbox"/> subpoena duces tecum |   |   |

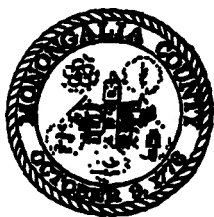
which was served on the Secretary at the State Capitol as your statutory attorney-in-fact. According to law, I have accepted service of process In the name and on behalf of your corporation.

Please note that this office has no connection whatsoever with the enclosed documents other than to accept service of process in your name and on behalf as your attorney-in-fact. Please address any questions about this document directly to the court or the plaintiff's attorney, shown in the enclosed paper. Please do not call the Secretary of State's office.

Sincerely,

*Natale E. Tennant*

Natale E. Tennant  
Secretary of State



# SUMMONS

IN THE CIRCUIT COURT OF MONONGALIA COUNTY, WEST VIRGINIA

CYNTHIA HAMILTON  
27 YACK HOLLOW ROAD  
FAIRVIEW, WV 26570

PLAINTIFF(S)

Civil Action No. 10-C-264

MONONGALIA COUNTY GENERAL HOSPITAL CO., a corporation,  
1200 JD ANDERSON DRIVE  
MORGANTOWN, WV 26505

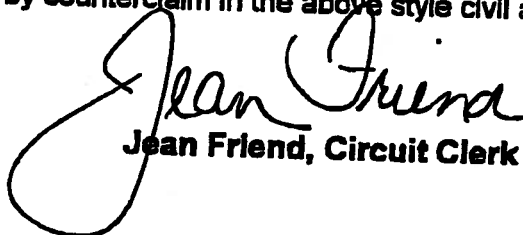
DEFENDANT(S)

TO THE ABOVE NAMED DEFENDANT:

IN THE NAME OF THE STATE OF WEST VIRGINIA, you are hereby summoned and required to serve upon **PETER D. DINARDI**, Plaintiff's Attorney whose address is **198 SPRUCE STREET, MORGANTOWN, WV 26505** an answer, including any related counter-claim you may have to the complaint filed against you in the above style civil action, a true copy of which is herewith delivered to you. You are required to serve your answer within **30 days** after service of this summons upon you, exclusive of the date of service.

If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint and you will be thereafter barred from asserting in another action any claim you may have which must be asserted by counterclaim in the above style civil action.

DATED: July 27, 2010

  
Jean Friend, Circuit Clerk

By   
DEPUTY CLERK

IN THE CIRCUIT COURT OF MONONGALIA COUNTY, WEST VIRGINIA

CYNTHIA HAMILTON,

Plaintiff,

vs.

CIVIL ACTION NO:2010-C-

MONONGALIA COUNTY GENERAL HOSPITAL, CO.,  
a corporation,

Defendant.

COMPLAINT

1. Plaintiff is an individual who resides in Daybrook, Monongalia County, West Virginia.
2. Defendant is a corporation operating a medical hospital in Monongalia County, West Virginia.
3. Until November 2008 plaintiff was employed by defendant as a clinical manager and November of 2008 plaintiff was transferred to position of staff nurse.
4. On or about January 08, 2009 plaintiff began missing work due to medical reasons and missed work periodically until April 2009.

5. Plaintiff was not released by her doctor to return to work until April 23, 2009.

6. On or about April 13, 2009 defendant began posting plaintiff's employment position seeking to find a replacement.

7. By letter dated April 16, 2009 defendant terminated plaintiff's employment with defendant.

8. When plaintiff was released to return to work April 23, 2009 plaintiff sought employment to her former position with defendant but was denied employment.

9. Upon information and belief, plaintiff's position had not been filled by April 23, 2009.

10. Upon information and belief, when plaintiff sought reemployment with defendant on April 23, 2009 plaintiff's former position was still vacant.

11. Plaintiff contends that she was discriminated against by defendant because of plaintiff's medical issues.

12. Plaintiff further contends that she was discriminated against by her former supervisor, Jill Buterbaugh, because of personal issues involving plaintiff's family and the aforesaid Jill Buterbaugh.

13. Plaintiff subsequently interviewed and/or applied for the positions of educator, step down RN, medicine RN, clinical manager/ER, house supervisor, and the position in a cath lab but was never considered for any of these positions.

14. Plaintiff contends her termination was discriminatory and was at least a constructive discharge because of plaintiff's medical and health problems.

15. As a result of the wrongful termination of plaintiff from her employment and the discrimination against defendant by defendant, plaintiff has suffered lost wages, health insurance and other benefits, along with humiliation and sustained mental and emotional suffering.

16. The amount of lost wages and lost benefits exceeds \$60,000.00 per year and to date, plaintiff is still unemployed.

WHEREFORE, plaintiff demands judgment against defendant in the amount of \$350,000.00 damages, plus interest at the legal rate thereon until paid in full, plus attorney fees and Court costs.

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PETER D. DINARDI(WVSB#1019)(PASB#85883)

ATTORNEY AT LAW

198 Spruce Street

Morgantown, WV 26505

Office: (304)292-6228 Fax: (304)292-4717

Email: pdinardi@juno.com

COUNSEL FOR PLAINTIFF